

Senate Engrossed House Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Fiftieth Legislature
First Regular Session
2011

CHAPTER 276

HOUSE BILL 2006.

AN ACT

AMENDING SECTION 17-231, ARIZONA REVISED STATUTES; REPEALING SECTION 17-305,
ARIZONA REVISED STATUTES; RELATING TO THE GAME AND FISH COMMISSION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 17-231, Arizona Revised Statutes, is amended to
3 read:

4 17-231. General powers and duties of the commission

5 A. The commission shall:

6 1. ~~Make~~ ADOPT rules and establish services it deems necessary to carry
7 out the provisions and purposes of this title.

8 2. Establish broad policies and long-range programs for the
9 management, preservation and harvest of wildlife.

10 3. Establish hunting, trapping and fishing rules and prescribe the
11 manner and methods which may be used in taking wildlife.

12 4. Be responsible for the enforcement of laws for the protection of
13 wildlife.

14 5. Prescribe grades, qualifications and salary schedules for
15 department employees.

16 6. Provide for the assembling and distribution of information to the
17 public relating to wildlife and activities of the department.

18 7. Prescribe rules for the expenditure, by or under the control of the
19 director, of all funds arising from appropriation, licenses, gifts or other
20 sources.

21 8. Exercise such powers and duties necessary to carry out fully the
22 provisions of this title and in general exercise powers and duties which
23 relate to adopting and carrying out policies of the department and control of
24 its financial affairs.

25 9. Prescribe procedures for use of department personnel, facilities,
26 equipment, supplies and other resources in assisting search or rescue
27 operations on request of the director of the division of emergency
28 management.

29 10. Cooperate with the Arizona-Mexico commission in the governor's
30 office and with researchers at universities in this state to collect data and
31 conduct projects in the United States and Mexico on issues that are within
32 the scope of the department's duties and that relate to quality of life,
33 trade and economic development in this state in a manner that will help the
34 Arizona-Mexico commission to assess and enhance the economic competitiveness
35 of this state and of the Arizona-Mexico region.

36 B. The commission may:

37 1. Conduct investigations, inquiries or hearings in the performance of
38 its powers and duties.

39 2. Establish game management units or refuges for the preservation and
40 management of wildlife.

41 3. Construct and operate game farms, fish hatcheries, fishing lakes or
42 other facilities for or relating to the preservation or propagation of
43 wildlife.

44 4. Expend funds to provide training in the safe handling and use of
45 firearms and safe hunting practices.

1 5. Remove or permit to be removed from public or private waters fish
2 which hinder or prevent propagation of game or food fish and dispose of such
3 fish in such manner as it may designate.

4 6. Purchase, sell or barter wildlife for the purpose of stocking
5 public or private lands and waters and take at any time in any manner
6 wildlife for research, propagation and restocking purposes or for use at a
7 game farm or fish hatchery and declare wildlife salable when in the public
8 interest or the interest of conservation.

9 7. Enter into agreements with the federal government, with other
10 states or political subdivisions of the state and with private organizations
11 for the construction and operation of facilities and for management studies,
12 measures or procedures for or relating to the preservation and propagation of
13 wildlife and expend funds for carrying out such agreements.

14 8. Prescribe rules for the sale, trade, importation, exportation or
15 possession of wildlife.

16 9. Expend monies for the purpose of producing publications relating to
17 wildlife and activities of the department for sale to the public and
18 establish the price to be paid for annual subscriptions and single copies of
19 such publications. All monies received from the sale of such publications
20 shall be deposited in the game and fish publications revolving fund.

21 10. Contract with any person or entity to design and produce artwork on
22 terms which, in the commission's judgment, will produce an original and
23 valuable work of art relating to wildlife or wildlife habitat.

24 11. Sell or distribute the artwork authorized under paragraph 10 of
25 this subsection on such terms and for such price as it deems acceptable.

26 12. Consider the adverse and beneficial short-term and long-term
27 economic impacts on resource dependent communities, small businesses and the
28 state of Arizona, of policies and programs for the management, preservation
29 and harvest of wildlife by holding a public hearing to receive and consider
30 written comments and public testimony from interested persons.

31 13. ADOPT RULES RELATING TO RANGE OPERATIONS AT PUBLIC SHOOTING RANGES
32 OPERATED BY AND UNDER THE JURISDICTION OF THE COMMISSION, INCLUDING THE HOURS
33 OF OPERATION, THE FEES FOR THE USE OF THE RANGE, THE REGULATION OF GROUPS AND
34 EVENTS, THE OPERATION OF RELATED RANGE FACILITIES, THE TYPE OF FIREARMS AND
35 AMMUNITION THAT MAY BE USED AT THE RANGE, THE SAFE HANDLING OF FIREARMS AT
36 THE RANGE, REQUIRED SAFETY EQUIPMENT FOR A PERSON USING THE RANGE, THE SALE
37 OF FIREARMS, AMMUNITION AND SHOOTING SUPPLIES AT THE RANGE, AND THE AUTHORITY
38 OF RANGE OFFICERS TO ENFORCE THESE RULES, TO REMOVE VIOLATORS FROM THE
39 PREMISES AND TO REFUSE ENTRY FOR REPEAT VIOLATIONS.

40 C. The commission shall confer and coordinate with the director of
41 water resources with respect to the commission's activities, plans and
42 negotiations relating to water development and use, restoration projects
43 under the restoration acts pursuant to chapter 4, article 1 of this title,
44 where water development and use are involved, the abatement of pollution
45 injurious to wildlife and in the formulation of fish and wildlife aspects of

1 the director of water resources' plans to develop and utilize water resources
2 of the state and shall have jurisdiction over fish and wildlife resources and
3 fish and wildlife activities of projects constructed for the state under or
4 pursuant to the jurisdiction of the director of water resources.

5 D. The commission may enter into one or more agreements with a
6 multi-county water conservation district and other parties for participation
7 in the lower Colorado river multispecies conservation program under section
8 48-3713.03, including the collection and payment of any monies authorized by
9 law for the purposes of the lower Colorado river multispecies conservation
10 program.

11 Sec. 2. Repeal

12 Section 17-305, Arizona Revised Statutes, is repealed.

APPROVED BY THE GOVERNOR APRIL 27, 2011.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 27, 2011.

Passed the House March 9, 20 11

by the following vote: 48 Ayes,

11 Nays, 1 Not Voting

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

Passed the Senate April 12, 20 11

by the following vote: 21 Ayes,

7 Nays, 2 Not Voting

[Signature]
President of the Senate

Charmine Bellinger
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

_____ day of _____, 20 _____

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of _____

at _____ o'clock _____ M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this _____ day of _____, 20 _____

at _____ o'clock _____ M.

Secretary of State

H.B. 2006

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 19, 2011,

by the following vote: 48 Ayes,

10 Nays, 2 Not Voting

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

20 day of April, 2011,

at 8:30 o'clock A. M.

[Signature]
Secretary to the Governor

Approved this 27th day of

April, 2011,

at 2:50 o'clock P. M.

[Signature]
Governor of Arizona

H.B. 2006

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 28th day of April, 2011,

at 4:45 o'clock P. M.

[Signature]
Secretary of State